

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

ORIGINAL
FILE

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)

)
Amendment of Section 73.202(b),)
Table of Allotments)
FM Broadcast Stations)

MM Docket No. 92-227

RM-8070

RM-8072

)
(Eatonton, Sparta, Fayetteville,)
Greenville, Griffin, Hogansville,)
Sparta, and Thomaston, Georgia;)
and Ashland, Alabama))

To: Chief, Allocations Branch
Mass Media Bureau, Policy & Rules Division

REPLY COMMENTS OF PERRY COMMUNICATIONS, INC.

Perry Communications, Inc. ("PERRY"), Licensee of Radio Station WASZ-FM, Ashland, Alabama, by counsel, and pursuant to the *Notice of Proposed Rule Making and Order to Show Cause ("NPRM-OSC")*, DA 92-1306, (released October 23, 1992), hereby submits its Reply Comments in the above-captioned proceeding. In support hereof, PERRY submits the following:

Background

1. In response to the NPRM-OSC, on 11 December 1992, PERRY proceeded *pro se* to file Comments in this proceeding to advise the Commission of numerous misstatements of facts and contradictions that appeared in the NPRM-OSC. As PERRY noted therein, the NPRM-OSC not only listed the wrong community of license for Radio Station WASZ-FM, but also incorrectly listed the station's new proposed channel of operation. Out of an

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abundance of caution, PERRY requested clarification of the NPRM-OSC.

2. Although PERRY is not one of the original petitioners that instituted this rule making proceeding, PERRY unquestionably has standing to file Comments and Reply Comments in this proceeding. First, in order to accommodate the proposals of the other parties to this proceeding, PERRY's WASZ-FM would have to modify its operations by broadcasting on a new frequency --- Channel 238. Second, it is incumbent that the Commission's directives in the NPRM-OSC be crystal clear since PERRY has a view towards upgrading the WASZ-FM operations on Channel 238. And, third, as a result of the misstatements in the NPRM-OSC, PERRY has been informally advised by the Commission's staff to file the instant Reply Comments so as to protect its rights *vis-a-vis* the upgrade of WASZ-FM./¹

3. While PERRY hoped to correct the misstatements of fact regarding WASZ-FM by filing its 11 December 1992 Comments, the consolidated comments and counterproposal of Good Medicine Radio, Inc., Design Media, Inc., and T. Wood and Associates, Inc. ("GMR-DMI-TWA"), filed 14 December 1992,

¹ For the Record, it must be noted that PERRY, *pro se*, contacted the Commission's staff in an effort to ascertain what should be done *procedurally* to protect the rights of WASZ-FM, not to influence the outcome of this rule making proceeding. Since PERRY is an interested party to this proceeding --- WASZ-FM must change frequencies to accommodate the directives of the NPRM-OSC -- it is in the public interest to clear up any ambiguities now so that the effectuation of the entire proposal be as smooth as possible.

further compelled PERRY to file these Reply Comments. GMR-DMI-TWA incorrectly listed Radio Station WUAF-FM as being licensed to Ashland, Alabama. See, *GMR-DMI-TWA Comments at page 1*. As the Record indicates, WASZ-FM is licensed to Ashland. More importantly, GMR-DMI-TWA noted the channel discrepancy that appeared in Paragraph No. 4 of the NPRM-OSC vis-a-vis WASZ-FM. See, *GMR-DMI-TWA Comments at page 2, fn. 1*.

4. Considering the attention WASZ-FM has received as a result of the Commission's misstatements, as well as the importance that all of these matters have on the future operations of WASZ-FM, PERRY herewith submits Reply Comments to "set the Record straight" and protect the upgrade potential of WASZ-FM.

Reply Comments & Counterproposal

5. As PERRY noted in its earlier filed Comments, it is incumbent for the Commission to correctly specify WASZ-FM's new channel of operation as Channel 238 since the station may upgrade its operations on that channel. Since filing its Comments about two weeks ago, PERRY has confirmed the potential for upgrading WASZ-FM from present Channel 237A to proposed Channel 238C3. Attached hereto as *Exhibit A* is the Engineering Statement of Bromo Communications, Inc., wherein it is stated that Channel 238C3 may be substituted for Channel 237A at Ashland, Alabama, for use by WASZ-FM. With respect

to this proposal, the Commission should be advised of the following:

(a) PERRY's proposal to upgrade WASZ-FM on Channel 238C3 has no impact on the other parties to this rule making proceeding. WASZ-FM may be upgraded on Channel 238C3 regardless of whether the Commission decides to accept the proposal set forth in this proceeding by Orchon Broadcasting Company or the proposal set forth by GMR-DMI-TWA.

(b) PERRY's proposal requires a channel substitution at Holly Pond, Alabama. Presently Channel 238A is allotted to Holly Pond; there is one applicant for a new station at Holly Pond, Good Earth Broadcasting, Inc. (FCC File No. BPH-900122NT). However, PERRY has secured the written consent of Good Earth Broadcasting for the substitution of Channel 252A at Holly Pond, so long as PERRY provides reimbursement for the reasonable and prudent expenses associated with the channel change, as referenced in the Consent Agreement dated 23 December 1992. See, *Exhibit B*.

(c) PERRY's proposal also requires Radio Station WKEA-FM at Scottsboro, Alabama, to change channels from Channel 252A to 261A. However, PERRY has secured the written consent of Radio Station WKEA-FM for the channel substitution, so long as PERRY provides reimbursement for the reasonable and prudent expenses associated with the channel change, as referenced in the Consent Agreement dated 23 December 1992. See, *Exhibit C*.

Compliance With Allocations Standards

6. Channel 238C3 may be allocated to Ashland, Alabama, at reference coordinates North Latitude 33 - 24 - 15 and West Longitude 85 - 59 - 56. This represents a site restriction of 20.9 kilometers northwest of the community in order to avoid shortspacing to the proposed allotment of Channel 237A

to Valley, Alabama, and WTVY-FM (Channel 238C) at Dothan, Alabama. At the above noted site reference coordinates, PERRY would be able to service all of Ashland, Alabama within the new 3.16 mV/m contour of WASZ-FM./²

7. Channel 252A may be allotted to Holly Pond, Alabama, at reference coordinates North Latitude 34 - 09 - 03 and West Longitude 86 - 44 - 18. This represent a site restriction of 11.5 kilometers west-southwest of the community in order to avoid shortspacing to WKLD-FM (Channel 249A) at Oneonta, Alabama, as well as WAWV-FM (Channel 252A) at Sylacauga, Alabama. At the above noted site reference coordinates, Good Earth Broadcasting would be able to service all of Holly Pond, Alabama, within its new 3.16 mV/m contour./³ Furthermore, the channel substitution at Holly Pond would also permit Good Earth Broadcasting to "upgrade" its Class A service to a full 6 kilowatt equivalency, which is clearly a benefit to the public since the Holly Pond service area would increase, thus providing new radio service to more people.

8. Channel 261A may be allotted to Scottsboro, Alabama, at reference coordinates North Latitude 34 - 35 - 04 and West

² The Engineering Statement of Bromo Communications, Inc. (Exhibit No. 1) provides exact details regarding the usable area of Channel 238C3 at Ashland, as well as compliance with the Commission's spacing requirements.

³ The Engineering Statement of Bromo Communications, Inc. (Exhibit No. 1) provides exact details regarding the usable area of Channel 252A at Holly Pond, as well as compliance with the Commission's spacing requirements.

Longitude 86 - 00 - 00./⁴ This represent a site restriction of 10.1 kilometers south-southeast of the community in order to place the reference site in close proximity to the authorized WKEA-FM transmitter site. At the above noted site reference coordinates, WKEA-FM would service all of Scottsboro within its new 3.16 mV/m contour./⁵

Commission Policy Favors Upgrading of Facilities

A. The WASZ-FM Upgrade

9. During the past eight years, there has been a growing recognition by the Commission of the need and societal advantage in upgrading broadcast facilities in general. The first incentive towards upgrading came when the Commission enunciated its goals and guidelines in *Modification of FM and TV Station Licenses*, 49 FR 34007 (August 28, 1984):

⁴ As Bromo Communications, Inc. points out in its Engineering Statement, the utilization of Channel 261A at Scottsboro, Alabama, is based upon the denial of the request by Emerald Broadcasting of the South, Inc. to allocate Channel 261C3 to Anniston, Alabama, in MM Docket No. 89-585 (adopted October 25, 1991). While a Petition for Review is still pending in that proceeding, such an appeal is not considered a preclusion to the proposed use of Channel 261A in this proceeding. However, PERRY realizes that its proposed use of Channel 261A at Scottsboro may necessitate the issuance of a separate "Notice of Proposed Rule Making" and/or require the severance of its upgrade proposal from this proceeding. Also, since PERRY's proposal is contingent upon the outcome of the Anniston appeal, a copy of these Reply Comments is being served on each party to the Anniston proceeding.

⁵ The Engineering Statement of Bromo Communications, Inc. (Exhibit No. 1) provides exact details regarding the usable area of Channel 261A at Scottsboro, as well as compliance with the Commission's spacing requirements.

13. Commission policy encourages FM and television licensees to upgrade their facilities. Upgrading enables these licensees to provide better service to their audiences without the cost and delay of a comparative hearing. We believe that, by amending the Commission's Rules to provide a procedure whereby licensees of stations seeking to upgrade can do so within the context of the rule making procedure to amend the FM and television tables of assignments, we will encourage upgrading. This is so because modification at that time will reduce costs and risks associated with comparative consideration of competing applications.

10. The second incentive towards upgrading the facilities of stations such as WASZ-FM came when the Commission released its *First Report and Order* in MM Docket No. 84-231, *Implementation of BC Docket No. 80-90 to Increase the Availability of FM Broadcast Assignments*, 50 Fed. Reg. 3514 (published January 25, 1985). This action amended the Table of Assignments, §73.202(b) of the Commission's Rules, by adding new FM Channels to 689 communities throughout the country.

**B. The Maximization of Class A Facilities
at Holly Pond**

11. Were the Commission to accept PERRY's proposal and modify the FM Table of Allocations as requested herein, Good Earth Broadcasting would be able to upgrade its Class A facilities from 3 kilowatt equivalency to 6 kilowatt

equivalency. Therefore, the Commission's goal of encouraging the maximization of broadcast facilities would also be achieved. See, *Modification of FM and TV Station Licenses, supra; Upgrade on Existing or Adjacent Channel*, __ FCC 2d __, 60 RR 2d 114 (1986); *Notice of Proposed Rule Making*, MM Docket No. 88-375, 53 Fed. Reg. 38743, at para. 19 (released October 3, 1988).

12. Although action on PERRY's proposal with respect to Holly Pond would not involve a change in Class of FM facilities, the public interest would still be served by permitting Good Earth Broadcasting to increase power, thereby competing more effectively with nearby higher powered stations. In MM Docket No. 89-596, *FM Broadcast Stations, Canton, South Dakota (RM-7144)*, the Commission stated in the *Notice of Proposed Rule Making* that the public interest would be served by permitting a Class A station to operate with higher Class A facilities./⁶

Section 1.420(g)(3) Showing

13. The instant proposal is in accordance with the above-noted Commission precedent in that the proposed channel substitution and upgrade at Ashland, Alabama, cannot be made, absent deletion of the existing channel, and that the new

⁶ See, DA 89-1595 (released December 27, 1989, at para. 3).

allotment is not otherwise available for application by others. Accordingly, since PERRY seeks to upgrade WASZ-FM on a first adjacent channel, no showing of availability of a second Class C3 Channel is required.

Reimbursement Commitment

14. Should the proposed substitutions in allocations be made, PERRY hereby states its willingness to reimburse Good Earth Broadcasting, Inc. and WKEA-FM for the reasonable and prudent expenses associated with the modifications of their facilities, as evidenced in the separate Consent Agreements attached hereto as *Exhibit B* and *Exhibit C*.

Statement of Continuing Interest

15. PERRY hereby states that, should the Commission ultimately adopt the amendments to the FM Table of Allotments proposed herein, it would file an application to improve the facilities of WASZ-FM to specify operation on Channel 238C3. And, if such an application were to be granted by the Commission, PERRY would promptly construct such authorized facilities.


Conclusion

16. WHEREFORE, the above premises considered, PERRY respectfully requests that the Commission amend its FM Table of Allocations, §73.202(b) of the Commission's Rules, as follows:

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Ashland, AL	237A	238C3
Holly Pond, AL	238A	252A
Scottsboro, AL	252A	261A

Respectfully submitted,

PERRY COMMUNICATIONS, INC.

By: 
Cary S. Tepper, Esq.
Its Counsel

Cary S. Tepper, Esq.
Meyer, Faller, Weisman & Rosenberg, P.C.
4400 Jenifer Street, N.W., Suite #380
Washington, D.C. 20015

(202) 362-1100

December 29, 1992

EXHIBIT A

***(Engineering Statement of
Bromo Communications, Inc.)***

REPLY COMMENTS
MM DOCKET #92-227
PERRY COMMUNICATIONS, INC.
SUBSTITUTE CH 238C3 FOR CH 237A
ASHLAND, ALABAMA
December 1992

Technical Exhibit
TE-1

Bromo Communications, Inc.
P.O. Box M - 1331 Ocean Boulevard, Suite 201
St. Simons Island, Georgia 31522
(912) 638-5608

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REPLY COMMENTS
MM DOCKET #92-227
PERRY COMMUNICATIONS, INC.
SUBSTITUTE CH 238C3 FOR CH 237A
ASHLAND, ALABAMA
December 1992

TECHNICAL STATEMENT

1. This technical statement and attached exhibits were prepared on behalf of Perry Communications, Inc., ("Perry"), licensee of Radio Station WASZ, Channel 237A, Ashland, Alabama. Perry files these comments in response to the Commission's Notice of Proposed Rule Making in the above referenced docket which proposes to substitute channels at Ashland, Alabama, as well as several other changes of allocations in communities in Alabama and Georgia.

BACKGROUND

2. During the comment period in the above referenced docket, Perry filed comments regarding the inconsistencies in the Commission's Notice relating to which channel WASZ was to be relocated as well as the community in which WASZ is licensed. Perry further noted the Commission's Order to Show Cause required Perry to respond why its allocation should not be changed from Channel 237A to Channel 266A, rather than Channel 238A.

3. In the comments, Perry also noted the potential for WASZ to operate on Channel 238C3, which is a mutually exclusive upgrade with the present Channel 237A allotment. Two additional substitutions are needed to effectuate this upgrade.

4. Perry has confirmed the potential for upgrading WASZ from Channel 237A to Channel 238C3. This upgrade requires a channel substitution at Holly Pond, Alabama. Presently Channel 238A is allotted to Holly Pond. It will be shown below that Channel 252A can be utilized at Holly Pond as a substitution for Channel 238A.

5. In order for Channel 252A to be substituted at Holly Pond, it is also necessary to substitute channels at Scottsboro, Alabama. Presently WKEA-FM operates on Channel 252A. It is necessary to substitute Channel 261A for Channel 252A at Scottsboro. Perry has entered into an agreement with the lone applicant at Holly Pond, Alabama and the licensee of WKEA-FM, in which each consents to the proposed channel changes.

REQUESTS

6. Channel 238C3 can be allocated to Ashland, Alabama, at reference coordinates North Latitude 33° 24' 15" and West Longitude 85° 59' 56". This represents a site restriction of 20.9 kilometers northwest of the community in order to avoid

shortspacing the proposed allotment of Channel 237A at Valley, Alabama, and WTVY-FM, Channel 238C, Dothan, Alabama. At the reference coordinates a 3.16 mV/m contour can be provided to all of Ashland, Alabama. Attached as Exhibit #1 is a usable area study which shows where Channel 238C3 can be located in Ashland. Exhibit #2 is a detailed \$73.207 spacing analysis. Channel 238C3 meets the Commission's spacing requirements to all licensed, applied for and proposed facilities (with the exception of the presently authorized WASZ facility and the Channel 238A allocation at Holly Pond, Alabama).

7. Channel 252A can be allotted to Holly Pond, Alabama, at reference coordinates 34° 09' 03" and West Longitude 86° 44' 18". This represents a site restriction of 11.5 kilometers west/southwest of the community in order to avoid shortspacing WKLD, Channel 249A, Oneonta, Alabama, and WAWV, Channel 252A, Sylacauga, Alabama. From the site proposed a 3.16 mV/m contour can be delivered to Holly Pond. Exhibit #3 is a usable area study which demonstrates where Channel 252A can be located to provide service to Holly Pond. Exhibit #4 is a \$73.207 spacing analysis for Channel 252A. Both Exhibits #3 and #4 assume that WKEA-FM, Scottsboro, Alabama, has been relocated to Channel 261A as outlined below. Aside from WKEA, Channel 252A at Holly Pond is clear of all other licensed, applied for or proposed facilities. Channel 252A can be operated as a six kilowatt Class A facility, where the present Channel 238A allotment is limited to only three kilowatts (based on the proposed allotment of Channel 238A to Ashland, Alabama, and other limiting stations).

8. Channel 261A can be allotted to Scottsboro, Alabama, at reference coordinates North Latitude 34° 35' 04" and West Longitude 86° 00' 00". This represents a site restriction of 10.1 kilometers south/southeast of the community in order to place the reference site in close proximity to the authorized WKEA-FM transmitter site. ¹ From the proposed reference site, Scottsboro can receive the requisite 3.16 mV/m coverage. Exhibit #5 is a usable area study which shows where Channel 261A can be located. Exhibit #6 is a §73.207 spacing analysis for Scottsboro. The detailed spacing analysis shows that Channel 261A at Scottsboro is clear of all licensed, applied for or proposed facilities. ²

9. Therefore, Perry proposes the following changes to §73.202(b) of the Commission's rules:

Ashland, Alabama

Present

237A

Proposed

238C3

- 1) Channel 261A can be operated from the present WKEA-FM site under §73.215 regulations as a 6.0 kilowatt facility.
- 2) The utilization of Channel 261A at Scottsboro, Alabama, is based on the denial of the request by Emerald Broadcasting of the South, Inc., to allocate Channel 261C3 to Anniston, Alabama, in MM Docket #89-585, adopted October 25, 1991. While a petition for review is pending, it was not considered a preclusion to this proposal.

Holly Pond, Alabama

Present

238A

Proposed

252A

Scottsboro, Alabama

Present

252A

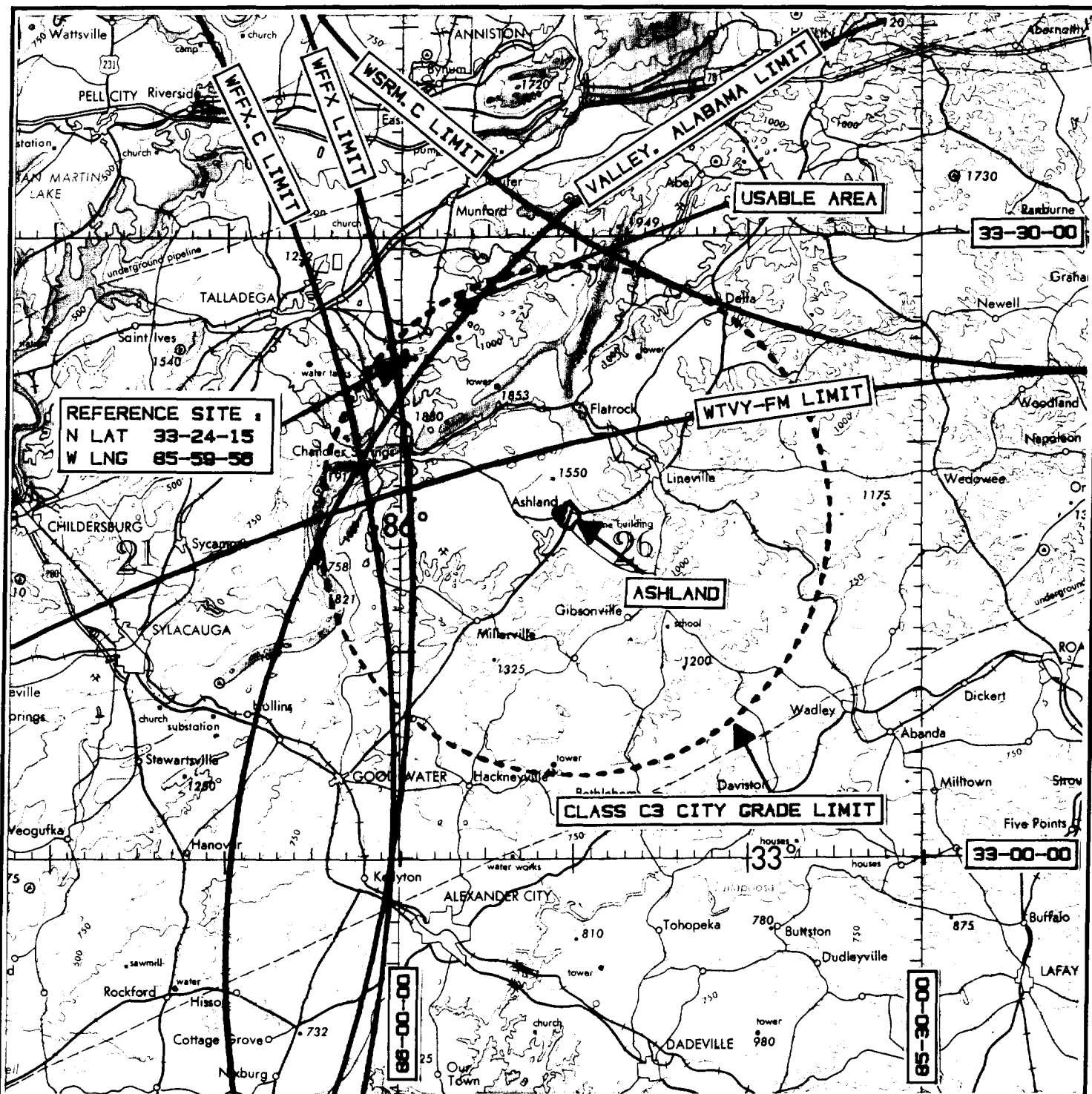
Proposed

261A

10. If Channel 238C3 is allocated to Ashland, Alabama, Perry will file, on a timely basis, an application for construction permit to modify the licensed facilities of WASZ to specify operation on Channel 238C3. In addition, Perry pledges to reimburse the licensee of WKEA-FM and the applicant at Holly Pond, Alabama, for reasonable expenses to effectuate the herein proposed channel changes. Perry has, likewise, entered into agreements with both parties regarding the relocation of their respective licensed or proposed facilities, in order to achieve the upgrade at Ashland, Alabama.

11. The foregoing was prepared on behalf of Perry Communications, Inc., by Bromo Communications, Inc., its Technical Consultants. All information contained herein is true and accurate to the best of our belief and knowledge. Should questions arise during consideration of these

proposals, we welcome the opportunity to discuss the matter by phone at (912) 638-5608. All of the information herein is based on the NTIA database, as updated November 25, 1992. We assume no responsibility for error or omissions in that database, which may be adverse to the proposals herein.



USABLE AREA CHANNEL 238C3

MAP IS A PORTION OF THE 1:500,000 SCALE ATLANTA SECTIONAL AERONAUTICAL CHART.

MAP ASSUMES THAT CHANNEL 252A IS EXCHANGED FOR CHANNEL 238A AT HOLLY POND, AL.

EXHIBIT #1

REPLY COMMENTS

MM DOCKET #92-227

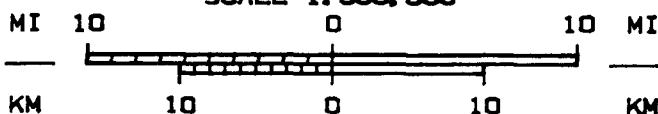
PERRY COMMUNICATIONS, INC

SUB CH 238C3 FOR 237A

ASHLAND, ALABAMA

December 1992

SCALE 1:500,000



BROMO
COMMUNICATIONS

St Simons Island, Georgia

BROADCAST
TECHNICAL CONSULTANTS

Washington, D.C.

ALLOCATION STUDY FOR ASHLAND, ALABAMA
USING PROPOSED ALLOCATION REFERENCE SITE

REFERENCE	CLASS C3	DISPLAY DATES
33 24 15 N		DATA 11-25-92
85 59 56 W	Current rules spacings	SEARCH 12-28-92
----- CHANNEL 238 - 95.5 MHz -----		

CALL TYPE	CH# LAT	CITY LNG	STATE PWR	BEAR' HT	D-KM D-Mi	R-KM R-Mi	MARGIN (KM)
AD238	238A	Ashland	AL	127.4	17.50	142.0	-124.50
AD	33 18 30	85 50 58	0.000 kW	OM	10.9	88.3	
Good Medicine Radio, Ga. Inc.							
>PRM - MM Docket #92-227							
WASZ	237A	Ashland	AL	127.4	17.50	89.0	-71.50
LI CN	33 18 30	85 50 58	1.000 kW	165M	10.9	55.3	
Perry Communications, Inc. BLH841106DP							
* ALOPEN	238A	Holly Pond	AL	325.6	100.35	142.0	-41.65
AL N	34 09 03	86 36 39	0.000 kW	OM	62.4	88.3	
MM Docket #88-330 Window Open 12/22/89 Closed 01/22/90							
* AP238	238A	Holly Pond	AL	320.2	101.04	142.0	-40.96
AP ZCN	34 06 16	86 41 47	3.000 kW	100M	62.8	88.3	
Good Earth Broadcasting, Inc. BPH900122NT 910412							
WFFX	239C1	Tuscaloosa	AL	261.1	144.68	144.0	0.68
LI CN	33 12 05	87 32 00	100.000 kW	125M	89.9	89.5	
Arrow Communications of Alabama BLH800722AE							
AD237	237A	Valley	AL	126.4	90.51	89.0	1.51
AD	32 55 12	85 13 04	0.000 kW	OM	56.3	55.3	
T. Wood & Associates, Inc.							
> Counterproposal - MM Docket #92-227							
WFFX.C	239C1	Tuscaloosa	AL	255.0	149.64	144.0	5.64
CPM CN	33 03 15	87 32 57	100.000 kW	299M	93.0	89.5	
Arrow Communications of Alabama BMPH900327IG							
WTVYFM	238C	Dothan	AL	163.8	248.31	237.0	11.31
LI CN	31 15 16	85 15 39	100.000 kW	323M	154.3	147.3	
Woods Communications Group, Inc. BLH880323KD							
WSRM.C	237A	Coosa	GA	34.5	106.36	89.0	17.36
CP CN	34 11 41	85 20 55	3.000 kW	100M	66.1	55.3	
Jean M. Gradick BPH900226MD							
WNGC	238C	Athens	GA	73.1	259.27	237.0	22.27
LI CN	34 05 02	83 19 18	100.000 kW	386M	161.1	147.3	
Clake Broadcasting Corporation BLH840124AB							

ALLOCATION STUDY CHANNEL 238C3

* NOTE : CHANNEL 252A IS TO BE SUBSTITUTED FOR CHANNEL 238A AT HOLLY POND, ALABAMA. THEREFORE, THE CHANNEL 238A ALLOCATION SITE AND LONE APPLICATION FOR THE CHANNEL ARE NOT CONSIDERED AS PRECLUSIONS.

EXHIBIT #2

REPLY COMMENTS

MM DOCKET #92-227

PERRY COMMUNICATIONS, INC

SUB CH 238C3 FOR 237A

ASHLAND, ALABAMA

December 1992

BROMO BROADCAST
COMMUNICATIONS TECHNICAL CONSULTANTS

St Simons Island, Georgia

Washington, D. C.

ALLOCATION STUDY FOR HOLLY POND, ALABAMA
USING PROPOSED ALLOCATION REFERENCE SITE

REFERENCE	CLASS A	DISPLAY DATES
34 09 03 N		DATA 11-25-92
86 44 18 W	Current rules spacings	SEARCH 12-28-92
----- CHANNEL 252 - 98.3 MHz -----		

CALL TYPE	CH# LAT	CITY LNG	STATE PWR	BEAR' HT	D-KM D-Mi	R-KM R-Mi	MARGIN (KM)
* WKEAFM 252A	Scottsboro	AL	54.7	84.15	115.0	-30.85	
LI CN 34 35 22 85 59 31		2.350 kW	162M	52.3	71.5		
Kea Radio, Inc.				BLH840416BZ			
>> to Channel 261A - Perry Communications, Inc.							
+ WAWV 252A	Sylacauga	AL	155.8	114.81	115.0	-0.19	
LI CN 33 12 23 86 13 54		2.700 kW	94M	71.3	71.5		
Action Comm. Enterprises, Inc				BLH820827AD			
+ WAWV.A 252A	Sylacauga	AL	155.8	114.81	115.0	-0.19	
AP CN 33 12 23 86 13 54		3.700 kW	77M	71.3	71.5		
Action Comm. Enterprises, Inc				BPH900827IE			
WTXT 251C1	Fayette	AL	226.2	133.00	133.0	0.00	
LI CN 33 19 17 87 46 29		100.000 kW	276M	82.7	82.7		
Tuscaloosa Broadcasting Compa				BLH900119KA			
WINJ 252A	Pulaski	TN	343.7	115.08	115.0	0.08	
LI CN 35 08 47 87 05 28		3.000 kW	91M	71.5	71.5		
Pulaski Broadcasting, Inc.				BLH5015			
WKLD 249A	Oneonta	AL	133.8	32.56	31.0	1.56	
LI CN 33 56 52 86 29 01		0.990 kW	146M	20.2	19.3		
Blount County Broadcasting Se				BLH4099			
WKLD.C 249A	Oneonta	AL	133.8	32.56	31.0	1.56	
CP ZCN 33 56 52 86 29 01		4.000 kW	80M	20.2	19.3		
Blount County Broadcasting Se				BPH910107IA			
WLBI.C 254A	Warrior	AL	196.5	38.37	31.0	7.37	
CP CN 33 49 09 86 51 23		6.000 kW	100M	23.9	19.3		
Teresa B. Lowry				BPH891214MJ			

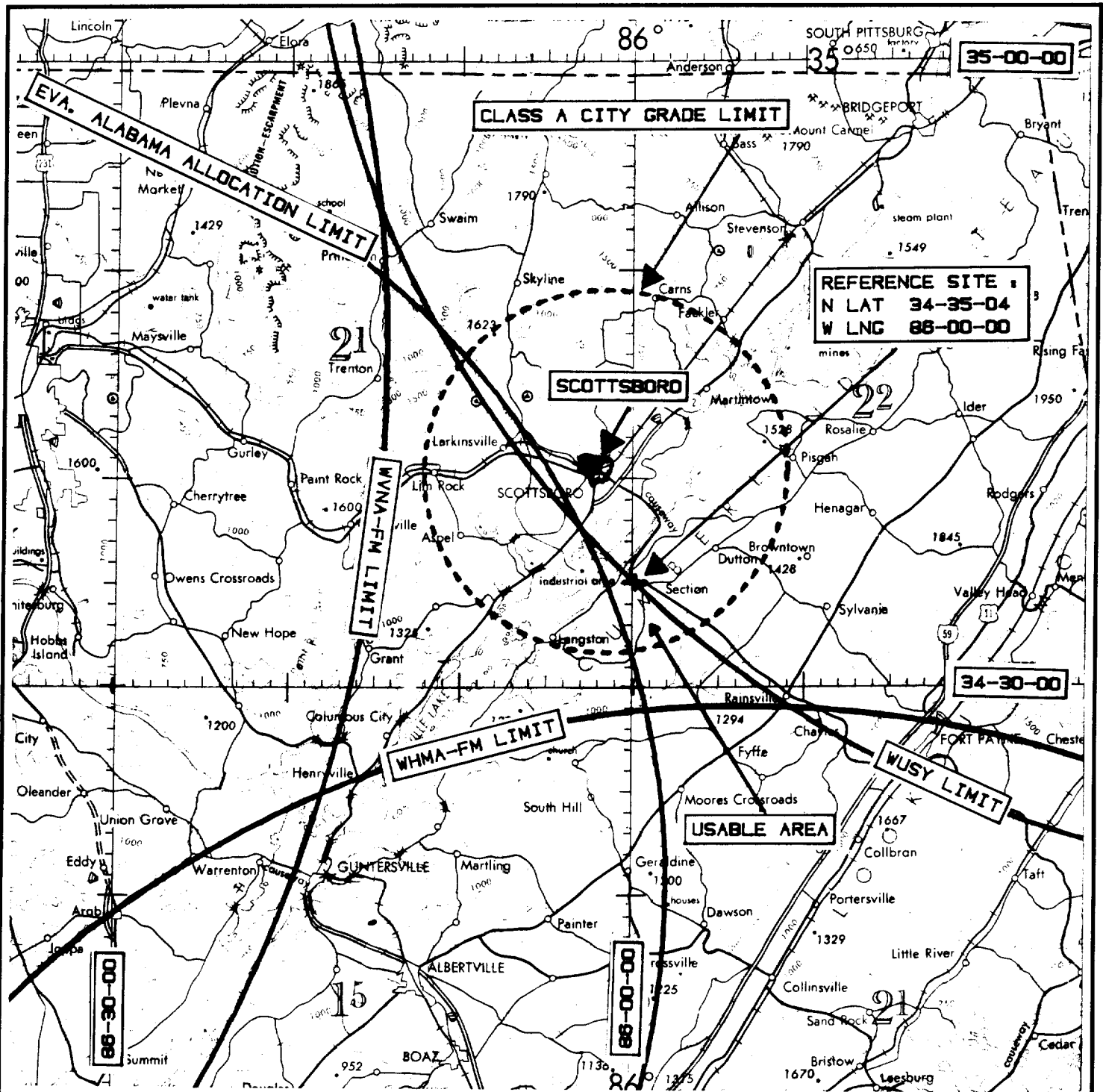
ALLOCATION STUDY CHANNEL 252A

- * NOTE : STUDY ASSUMES THAT WKEA-FM IS OPERATING ON CHANNEL 261A AT SCOTTSBORO, ALABAMA.
- + NOTE : CLEARANCE IS SHOWN AS -0.19 KM TOWARDS WAWV. HOWEVER, SINCE THIS IS LESS THAN 0.49 KM IT ROUNDS TO ZERO.

EXHIBIT #4

REPLY COMMENTS
MM DOCKET #92-227
PERRY COMMUNICATIONS, INC
SUB CH 238C3 FOR 237A
ASHLAND, ALABAMA
December 1992

BROMO
COMMUNICATIONS
BROADCAST TECHNICAL CONSULTANTS
St Simons Island, Georgia Washington, D. C.



USABLE AREA CHANNEL 261A

MAP IS A PORTION OF THE 1:500,000 SCALE ATLANTA SECTIONAL AERONAUTICAL CHART.

EXHIBIT #5

REPLY COMMENTS

MM DOCKET #92-227

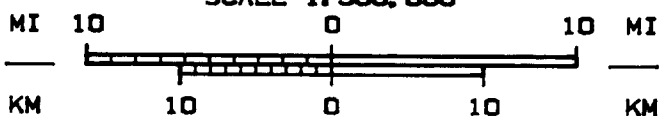
PERRY COMMUNICATIONS, INC

SUB CH 238C3 FOR 237A

ASHLAND, ALABAMA

December 1992

SCALE 1:500,000



BROMO

COMMUNICATIONS

BROADCAST
TECHNICAL CONSULTANTS

St Simons Island, Georgia

Washington, D C

ALLOCATION STUDY FOR SCOTTSBORO, ALABAMA
USING PROPOSED ALLOCATION SITE AS REFERENCE

REFERENCE	CLASS A	DISPLAY DATES
34 35 04 N		DATA 11-25-92
86 00 00 W	Current rules spacings	SEARCH 12-28-92
----- CHANNEL 261 -100.1 MHz -----		

CALL TYPE	CH# LAT	CITY LNG	STATE PWR	BEAR' HT	D-KM D-Mi	R-KM R-Mi	MARGIN (KM)
WUSY	264C	Cleveland	TN	43.4	95.05	95.0	0.05
LI CN	35 12 26	85 17 10	100.000 kW	363M	59.1	59.0	
	Colonial Broadcasting Company				BLH890711KC		
ALOPEN	260A	Eva	AL	248.0	74.32	72.0	2.32
AL N	34 20 00	86 45 00	0.000 kW	0M	46.2	44.8	
	Window Open 10/1492 Closed 11/13/92						
WHMAFM	263C	Anniston	AL	174.5	106.65	95.0	11.65
LI CN	33 37 38	85 53 25	100.000 kW	348M	66.3	59.0	
	Emerald Broadcasting of the South				BLH890803KB		
WVNAFM	262C1	Tuscumbia	AL	277.1	155.71	133.0	22.71
LI EN	34 45 24	87 41 10	100.000 kW	75M	96.8	82.7	
	Elton H. Darby				BLH6812		

ALLOCATION STUDY CHANNEL 261A

EXHIBIT #6
REPLY COMMENTS
MM DOCKET #92-227
PERRY COMMUNICATIONS, INC
SUB CH 238C3 FOR 237A
ASHLAND, ALABAMA
December 1992

BROMO	BROADCAST TECHNICAL CONSULTANTS
COMMUNICATIONS	
St Simons Island, Georgia	Washington, D.C.

AFFIDAVIT AND QUALIFICATIONS OF CONSULTANT

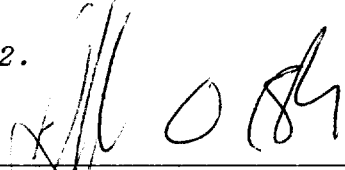
State of Georgia)
St. Simons Island)
County of Glynn) ss:

JEFFERSON G. BROCK being duly sworn, deposes and says that he is an officer of Bromo Communications, Inc. Bromo has been engaged by Perry Communications, Inc., licensee of Radio Station WASZ, to prepare the attached Technical Exhibit.

His qualifications are a matter of record before the Federal Communications Commission. He has been active in Broadcast Engineering since 1979.

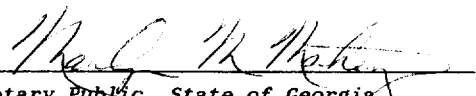
The attached report was either prepared by him or under his direction and all material and exhibits attached hereto are believed to be true and correct.

This the 28th day of December, 1992.



Jefferson G. Brock
Affiant

Sworn to and subscribed before
me this the 28th day of December, 1992.



Notary Public, State of Georgia
My Commission Expires: September 8, 1995